RECEIVED
CENTRAL FAX CENTER

JUL 1 6 2004



## **Facsimile**

Our Ref.

9-13528**-**94US

MMR/sw

OFFICIAL

Cantidentiality Message

This communication sent by facsimile is confidential, may be privileged and is intended for the exclusive use of the addressee. Any other person is strictly prohibited from disclosing, distributing or reproducing it. If the addressee cannot be reached or is unknown to you, please inform us immediately by telephone (613) 780-8661 at our expense and delete this message and all copies. Thank you.

Number of pages including cover letter:

17

Date:

July 16, 2004

From:

Matthew M. Roy

Telephone:

(613) 780-8659

E-mail:

matroy@ogilvyrenault.com

in War Pag	Companyally and an annual	ESTIT III
ART UNIT 2131	United States Patent Office  - Facsimile Centre	i I

## URGENT

## **DUE DATE: JULY 16, 2004**

RE:

United States Patent Application No. 09/527,584

Title:

DYNAMIC ALLOCATION OF SHARED NETWORK

RESOURCES BETWEEN CONNECTION-ORIENTED AND

CONNECTIONLESS TRAFFIC

viventor:

ASHWOOD SMITH, Peter J.

Assignee:

Nortel Networks Limited

Our File:

9-13528-94US

Response to Office Action of March 16, 2004 attached, including a one-month extension of time.

Shirley Wise

Assistant to Matthew M. Roy Ogilvy Renault Tel. (613) 780-8680 Fax (613) 230-6706 swise@ogilvyrenault.com

Barristers and Solicitors Patent and Trado-Mark Agents 45 O'Connor Street Suite 1600 Ottuwn, Ontario Canada K1P 1A4

Telephone (613) 780-8661 Fpx (613) 230-6706

ogilvyrenault.com

Continuing the practices of Meighen Demers Ogilvy Renault Swabey Ogilvy Renault

Montréal - Ottawa - Québec - Toronto - Vancouver - London (England)

Linder the Department Raduction Act of 1995	no nemons	U.S. Patent	PTO/SB/21 (08-03) Approved for use through 07/31/2006 0081-0031 and Trademark Office; U.S. DEPARTMENT OF COMMERCE of Information unless it displays a valid QMB control number.	
SINE THE PROPERTY OF THE PROPE	110 0-1300	Application Number	09/527,584	
TRANSMITTAL		Filing Date	March 17, 2000	
FORM		First Named Inventor	Peter J. ASHWOOD SMITH	
(to be used for all correspondence after initial filing)		Art Unit	2131	
		Examiner Name	Syed Zia	
Tiylal Number of Pages in This Submission		Attorney Docket Number	9-13528-94US	
	ENCL	OSURES (Check all that	apply)	
Fee Transmittal Form  Fee Atteched  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority  Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53		Orawing(s)  Licensing-related Papers  Petition  Petition to Convert to a  Provisional Application  Power of Attorney, Revocation  Change of Correspondence Addre  Ferminal Disclaimer  Request for Refund  CD, Number of CD(s)	After Allowance communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter Other Enclosure(s) (please Identify below):	
SIGNA	TURE C	F APPLICANT, ATTORNE	Y, OR AGENT	
Finn or Individual name Matthew M. Roy/ Sighature 4 July 16, 2004	Kuj			
CI	ERFIFIC	ATE OF TRANSMISSION	MAILING	
I hureby certify that this correspondence is be sufficient postage as first class mail in an entitle date shown below.	elng føcsi	mlle transmitted to the USPTO or	deposited with the United States Postal Service with ents, P.O. Box 1450, Alexandria, VA 22313-1450 on	
Typud or printed name Matthew M.	Roy	0		
Signature 2 Vatto	M.	Koff	Date July 16, 2004	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to provise) on application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gatisting, preparing, and submitting the completed application form like USPTO. The will vary depending upon the individual case. Any comments on the amust not if time your require to complete this form analytic suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known FEE TRANSMITTAL 09/527,584 Application Number March 17, 2000 Filing Date for FY 2004 Peter J. ASHWOOD SMITH First Named Inventor Effective 10/01/2003. Patent fees are subject to annual revision. **Examiner Name** Syed Zia Applicant claims small entity status. See 37 CFR 1.27 Art Unit 2131 TOTAL AMOUNT OF PAYMENT Attorney Docket No. 9-13528-94US METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued) Money 3. ADDITIONAL FEES Check Credit card Other Large\_Entity\_, Small Entity Deposit Account: Fee (\$) Fee Code Fee Description Fee Paid 19-5113 1051 130 2051 65 Surcharge - late filing fee or oath Number 14 Deposit Account 1052 50 2052 25 Surcharge - late provisional filing fee or opver shaet Ogilvy Renault eme k 1053 130 1053 130 Non-English specification Director is authorized to: (check all that apply) 1812 2.520 1812 2,520 For filing a request for ex parte reexamination Cnarge fee(s) indicated below Credit any overpayments 1804 Requesting publication of SIR prior to 920 1804 Charge any additional fee(s) or any underpayment of fee(s) Charge fee(s) indicated below, except for the filing fee 1805 1.8401 1805 1.840\* Requesting publication of SIR after Examiner action to the above-identified deposit account. 110 1251 110 2251 55 Extension for reply within first month **FEE CALCULATION** Extension for reply within second month 1252 2252 1. BASIC FILING FEE 1253 950 2253 475 Extension for reply within third month arge Entity Small Entity Fee Fee Code (\$) Fee Paid Fee Description 1254 1,480 2254 740 Extension for reply within fourth month 1255 2.010 2255 1,005 Extension for reply within fifth month 1001 770 2001 385 Utility filing fee 1002 340 2002 170 Design filing fee 1401 330 2401 165 Notice of Appeal 1402 1003 530 2003 265 Plant filing fee 330 2402 165 Firing a brief in support of an appeal 1403 290 145 Request for oral hearing 1004 770 2004 385 2403 Reissue filing fee 1451 1005 160 2005 Provisional filing fee 1.510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoldable SUBTOTAL (1) (\$) 1453 1,330 2453 665 Petition to revive - unintentional 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 665 Utility issue fee (or release) 1501 1,330 2501 Extra Claims 1502 480 2502 240 Design issue fee -20°° = Ιx 1503 640 2503 320 Plant Issue fee Independent Claires 0 1460 130 1480 130 Petitions to the Commissioner Claims I.... Multiple Dependent 1607 50 1807 50 Processing fee under 37 CFR 1.17(a) Small Entity Large Entity 160 1806 1806 180 Submission of Information Disclosure Stmt Fee Description 40 Recording each patent assignment per Core (\$) Code (\$) 8D21 40 8021 property (times number of properties) Claims in excess of 20 120: 2202 9 18 770 385 Filing a submission efter final rejection (37 CFR 1.129(a)) 1809 2809 1201 86 2201 Independent claims in excess of 3 43 1203 290 2203 145 Multiple dependent claim, if not paid 770 385 For each additional Invention to be examined (37 CFR 1.129(b)) 1810 2810 Relaque independent claims 120.1 86 2204 over original patent 770 2801 385 Request for Continued Examination (RCE) \*\* Reissue claims in excess of 20 and over original patent 900 Request for expedited examination of a design application 120% 18 2205 1802 800 i 1802 Other fee (specify) (\$) SUBTOTAL (2) \*Reduced by Basic Filing Fee Paid number previously paid, if greater, For Relasues, see above SUBTOTAL (3) KS1 110 SUBMITTED BY Complete (if enplicable)) Registration No. Name (Print/Type) Matthew M. Roy Telephone 613-780-8659 48,074 (Attorney/Agent) Signature

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This critection of information is required by 37 CFR 1.17 and he?. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO) to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and authriting the complete application from the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents. P.O. Box 1450, Alexandria, VA 22313-1450. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

if you need assistance in completing the form, call 1-800-PTO-9199 and soloci option 2.